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DW

PAT 51400B-2
Serial no. 09/982,856

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: VASUDEVA, Kailash C.
Serial No.: 09/982,856
Filed: October 22, 2001
Title: DROP-BIN CONTAINERS AND HOLDERS FOR SAME
Group: 3637
Examiner: ANDERSON, Gerald A.
Attorney Ref.: PAT 51400B-2 US
Customer No. 26123

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OCT 31 2003
GROUP 3600

October 28, 2003

Mailstop: Petitions
Commissioner for Patents
P.O. Box 1450
Alexandria VA 22313-1450
U.S.A.

Dear Sirs:

PETITION UNDER 37 C.F.R. 1.181 To Withdraw Holding of Abandonment

On October 2, 2003, the Examiner issued a Notice of Abandonment stating that the application is abandoned in view of the Applicant's failure to timely file a proper response to the Office Action mailed on December 23, 2002. Applicant hereby petitions for the withdrawal of the holding of abandonment.

On March 24, 2003, a response to the Office Action of December 23, 2002 was transmitted by facsimile to the United States Patent Office at fax number 703-305-3597. Seven pages were transmitted including a cover sheet having a certificate of facsimile transmission. A transmission report from our facsimile machine indicating successful transmission to the above noted facsimile number and showing 7 pages sent on March 24, 2003 at 14:51 EST is attached as Exhibit A. A copy of the response, as filed, is attached as Exhibit B.

Applicant's representative telephoned the Examiner and indicated that an Office Action response had been transmitted. On June 30, 2003 the Examiner contacted Applicant's representative and indicated that a response to the Office Action dated December 23, 2002 had not been received. Applicant's representative returned the Examiner's phone call and indicated

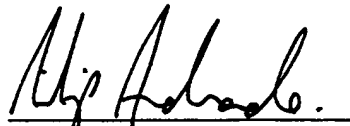
PAT 51400B-2
Serial no. 09/982,856

that a response had been timely filed. The Examiner asked that the response be re-transmitted to 703 - 306-4195. A copy of the earlier transmitted response, including the facsimile transmitted attached hereto was transmitted to the Examiner as requested.

Due to the fact that a response to the Office Action of December 23, 2002 was submitted in a timely fashion, Applicant petitions to withdraw the Examiner's holding of abandonment, and requests that the application be returned to the Examiner for prosecution.

Applicant submits that this Petition under C.F.R. 1.181 does not require a fee.

Respectfully submitted,
VASUDEVA, Kailash C.



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DCA/ang
Encl.

1. Exhibit A - Facsimile transmission report dated March 24, 2003
2. Exhibit B - Office Action response transmitted on March 24, 2003



EXHIBIT A

*** TX REPORT ***

TRANSMISSION OK

TX/RX NO	2718
CONNECTION TEL	#085917033053597
SUBADDRESS	
CONNECTION ID	TC 3800 USPTO
ST. TIME	03/24 14:51
USAGE T	02'17
PGS. SENT	7
RESULT	OK

EXHIBIT B



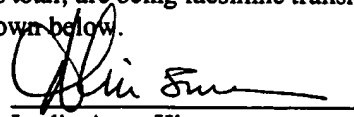
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CERTIFICATION OF FACSIMILE TRANSMISSION

I hereby certify that these papers, consisting of 7 pages total, are being facsimile transmitted to the Patent and Trademark Office (703-305-3597) on the date shown below.

Date: March 24, 2003


Leslie Anne Kinsman
Registration No. 45,291

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TO THE ATTENTION OF: **ANDERSON, Gerald A.**

COMPANY: **United States Patent and Trademark Office**

CITY: **Washington, DC**

FAX NUMBER: **703-305-3597**

DATE / TIME: **March 24, 2003**

FROM: **Leslie Anne Kinsman**

DIRECT DIAL: **(613) 787-3519**

OUR FAX NUMBER: **(613) 787-3558**

RE:
United States Patent Appln No. 09/982,856
Title: **DROP-BIN CONTAINERS AND HOLDERS FOR SAME**
Inventor(s): **Kailash C. Vasudeva**
Owner: **Maxtech Manufacturing Inc.**
Our File: **PAT 51400B-2 US**

NUMBER OF PAGES, INCLUDING THIS PAGE: 7
CONFIRMATION TO FOLLOW: NONE

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**IF THERE IS A PROBLEM WITH TRANSMISSION OR IF ALL PAGES ARE NOT RECEIVED, PLEASE CALL
Ann Gibson AT (613) 237-5160.**



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